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ORIGINALY FILED

S/N 09/437,567

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

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MAY 30 2002

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MAY 23 2002

Dear Sir:

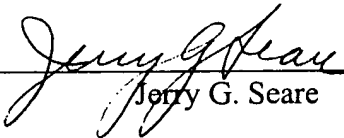
GROUP 3600 Technology Center 2100

We, Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: 11 / 9 / 01


Jerry G. Seare

Date: _____

Pat Wilson

Date: _____

Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: _____

Steven J. Wenzbauer

Date: _____

Rodney Fredette

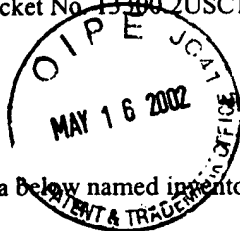
Date: _____

Vickie S. Sennett

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MAY 23 2002

Technology Center 2100



MERCHANT & GOULD P.C.

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND SYSTEM FOR GENERATING STASTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES

The specification of which

- a. ☐ is attached hereto
 b. ☒ was filed on November 10, 1999 as application serial no. 09/437,567 and was amended on November 10, 1999 as reflected in a substitute specification attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified and attached specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
 b. ☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

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I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

RECEIVED

MAY 30 2002

GROUP 3600

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (reprinted below):

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application:

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W.	Reg. No. 40,481	Leonard, Christopher J.	Reg. No. 41,940
Ali, M. Jeffer	Reg. No. 46,359	Liepa, Mara E.	Reg. No. 40,066
Altera, Allan G.	Reg. No. 40,274	Lindquist, Timothy A.	Reg. No. 40,701
Anderson, Gregg I.	Reg. No. 28,828	Lown, Jean A.	Reg. No. 48,428
Batzli, Brian H.	Reg. No. 32,960	Mayfield, Denise L.	Reg. No. 33,732
Beard, John L.	Reg. No. 27,612	McDonald, Daniel W.	Reg. No. 32,044
Berns, John M.	Reg. No. 43,496	McIntyre, Jr., William F.	Reg. No. 44,921
Branch, John W.	Reg. No. 41,633	Mitchem, M. Todd	Reg. No. 40,731
Brown, Jeffrey C.	Reg. No. 41,643	Mueller, Douglas P.	Reg. No. 30,300
Bruess, Steven C.	Reg. No. 34,130	Nelson, Anna M.	Reg. No. 48,935
Byrne, Linda M.	Reg. No. 32,404	Parsons, Nancy J.	Reg. No. 40,364
Campbell, Keith	Reg. No. 46,597	Pauly, Daniel M.	Reg. No. 40,123
Carlson, Alan G.	Reg. No. 25,959	Phillips, John B.	Reg. No. 37,206
Caspers, Philip P.	Reg. No. 33,227	Pino, Mark J.	Reg. No. 43,858
Clifford, John A.	Reg. No. 30,247	Prendergast, Paul	Reg. No. 46,068
Cook, Jeffrey	Reg. No. P-48,649	Pytel, Melissa J.	Reg. No. 41,512
Daignault, Ronald A.	Reg. No. 25,968	Qualey, Terry	Reg. No. 25,148
Daley, Dennis R.	Reg. No. 34,994	Reich, John C.	Reg. No. 37,703
Dalglish, Leslie E.	Reg. No. 40,579	Reiland, Earl D.	Reg. No. 25,767
Daulton, Julie R.	Reg. No. 36,414	Samuels, Lisa A.	Reg. No. 43,080
DeVries Smith, Katherine M.	Reg. No. 42,157	Schmaltz, David G.	Reg. No. 39,828
DiPietro, Mark J.	Reg. No. 28,707	Schuman, Mark D.	Reg. No. 31,197
Doscotch, Matthew A.	Reg. No. P-48,957	Schumann, Michael D.	Reg. No. 30,422
Edell, Robert T.	Reg. No. 20,187	Scull, Timothy B.	Reg. No. 42,137
Epp Ryan, Sandra	Reg. No. 39,667	Sebald, Gregory A.	Reg. No. 33,280
Glance, Robert J.	Reg. No. 40,620	Skoog, Mark T.	Reg. No. 40,178
Goggin, Matthew J.	Reg. No. 44,125	Spellman, Steven J.	Reg. No. 45,124
Golla, Charles E.	Reg. No. 26,896	Stewart, Alan R.	Reg. No. 47,974
Gorman, Alan G.	Reg. No. 38,472	Stoll-DeBell, Kirstin L.	Reg. No. 43,164
Gould, John D.	Reg. No. 18,223	Sullivan, Timothy	Reg. No. 47,981
Gregson, Richard	Reg. No. 41,804	Sumner, John P.	Reg. No. 29,114
Gresens, John J.	Reg. No. 33,112	Swenson, Erik G.	Reg. No. 45,147
Hamer, Samuel A.	Reg. No. 46,754	Tellekson, David K.	Reg. No. 32,314
Hamre, Curtis B.	Reg. No. 29,165	Trembath, Jon R.	Reg. No. 38,344
Harrison, Kevin C.	Reg. No. 46,759	Tunheim, Marcia A.	Reg. No. 42,189
Hertzberg, Brett A.	Reg. No. 42,660	Underhill, Albert L.	Reg. No. 27,403
Hillson, Randall A.	Reg. No. 31,838	Vandenburgh, J. Derek	Reg. No. 32,179
Holzer, Jr., Richard J.	Reg. No. 42,668	Wahl, John R.	Reg. No. 33,044
Hope, Leonard J.	Reg. No. 44,774	Weaver, Paul L.	Reg. No. P-48,640
Jardine, John S.	Reg. No. P-48,835	Welter, Paul A.	Reg. No. 20,890
Johnston, Scott W.	Reg. No. 39,721	Whipps, Brian	Reg. No. 43,261
Kadievitch, Natalie D.	Reg. No. 34,196	Whitaker, John E.	Reg. No. 42,222
Kaseburg, Frederick A.	Reg. No. 47,695	Wier, David D.	Reg. No. P-48,229
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		Seare	Jerry	G.
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Sandy	Utah	USA
1	Mailing Address	Address	City	State & Zip Code/Country
		7842 South Canterwood Lane	Sandy	Utah, 84054/USA 84093
Signature of Inventor 201:			Date:	
			2/21/02	
2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		Smith-Wilson	Patricia	A.
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Herriman	Utah	USA
2	Mailing Address	Address	City	State & Zip Code/Country
		13753 Horseback Lane	Herriman	Utah, 84065/USA
Signature of Inventor 202:			Date:	
2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		Van Wagoner	Kurt	
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Centerville	Utah	USA
3	Mailing Address	Address	City	State & Zip Code/Country
		251 East 100 South	Centerville	Utah, 84014/USA
Signature of Inventor 203:			Date:	
2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		Mattey	Jean	Andrea
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Westlake	Ohio	USA
4	Mailing Address	Address	City	State & Zip Code/Country
		1504 Westford Circle	Westlake	Ohio, 44145/USA
Signature of Inventor 204:			Date:	
2	Full Name Of Inventor	Family Name	First Given Name	Second Given Name
		Snyder	Eileen	K.
0	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
		Sandy	Utah	USA
5	Mailing Address	Address	City	State & Zip Code/Country
		1390 Sandy Hills Drive	Sandy	Utah, 84093/USA
Signature of Inventor 205:			Date:	

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:				Date:
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207:				Date:
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208:				Date:

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PATENT

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Applicant:	SEARE ET AL.	Examiner:	Poinvil
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Assistant Commissioner for Patents
Washington, D.C. 20231

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MAY 23 2002

Dear Sir:

Technology Center 2100

We, Jerry G. Seare, Patricia A. Smith-Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Patricia A. Smith-Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

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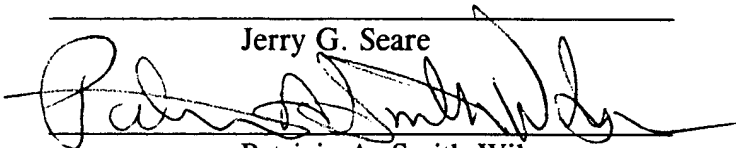
Date: _____

Date: _____

Date: _____

Date: _____

Jerry G. Seare



Patricia A. Smith-Wilson

Kurt Van Wagoner

Jean Andrea Matthey

Eileen K. Snyder

Candace C. Wahlstrom

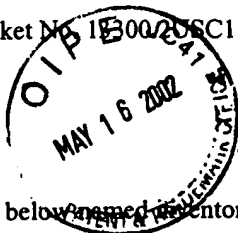
Michelle Willis

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MERCHANT & GOULD P.C.
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COMBINED DECLARATION AND POWER OF ATTORNEY

As a below-named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

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(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

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Carlson, Alan G.	Reg. No. 25,959	Phillips, John B.	Reg. No. 37,206
Caspers, Philip P.	Reg. No. 33,227	Pino, Mark J.	Reg. No. 43,858
Clifford, John A.	Reg. No. 30,247	Prendergast, Paul	Reg. No. 46,068
Cook, Jeffrey	Reg. No. P-48,649	Pytel, Melissa J.	Reg. No. 41,512
Daignault, Ronald A.	Reg. No. 25,968	Qualey, Terry	Reg. No. 25,148
Daley, Dennis R.	Reg. No. 34,994	Reich, John C.	Reg. No. 37,703
Dalglish, Leslie E.	Reg. No. 40,579	Reiland, Earl D.	Reg. No. 25,767
Daulton, Julie R.	Reg. No. 36,414	Samuels, Lisa A.	Reg. No. 43,080
DeVries Smith, Katherine M.	Reg. No. 42,157	Schmaltz, David G.	Reg. No. 39,828
DiPietro, Mark J.	Reg. No. 28,707	Schuman, Mark D.	Reg. No. 31,197
Doscotch, Matthew A.	Reg. No. P-48,957	Schumann, Michael D.	Reg. No. 30,422
Edell, Robert T.	Reg. No. 20,187	Scull, Timothy B.	Reg. No. 42,137
Epp Ryan, Sandra	Reg. No. 39,667	Sebald, Gregory A.	Reg. No. 33,280
Glance, Robert J.	Reg. No. 40,620	Skoog, Mark T.	Reg. No. 40,178
Goggin, Matthew J.	Reg. No. 44,125	Spellman, Steven J.	Reg. No. 45,124
Golla, Charles E.	Reg. No. 26,896	Stewart, Alan R.	Reg. No. 47,974
Gorman, Alan G.	Reg. No. 38,472	Stoil-DeBell, Kirstin L.	Reg. No. 43,164
Gould, John D.	Reg. No. 18,223	Sullivan, Timothy	Reg. No. 47,981
Gregson, Richard	Reg. No. 41,804	Sumner, John P.	Reg. No. 29,114
Gresens, John J.	Reg. No. 33,112	Swenson, Erik G.	Reg. No. 45,147
Hamer, Samuel A.	Reg. No. 46,754	Tellekson, David K.	Reg. No. 32,314
Hamre, Curtis B.	Reg. No. 29,165	Trembath, Jon R.	Reg. No. 38,344
Harrison, Kevin C.	Reg. No. 46,759	Tunheim, Marcia A.	Reg. No. 42,189
Hertzberg, Brett A.	Reg. No. 42,660	Underhill, Albert L.	Reg. No. 27,403
Hillson, Randall A.	Reg. No. 31,838	Vandenburgh, J. Derek	Reg. No. 32,179
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Hope, Leonard J.	Reg. No. 44,774	Weaver, Paul L.	Reg. No. P-48,640
Jardine, John S.	Reg. No. P-48,835	Welter, Paul A.	Reg. No. 20,890
Johnston, Scott W.	Reg. No. 39,721	Whipps, Brian	Reg. No. 43,261
Kadievitch, Natalie D.	Reg. No. 34,196	Whitaker, John E.	Reg. No. 42,222
Kaseburg, Frederick A.	Reg. No. 47,695	Wier, David D.	Reg. No. P-48,229
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name Seare	First Given Name Jerry	Second Given Name G.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
1	Mailing Address	Address 7842 South Canterwood Lane	City Sandy	State & Zip Code/Country Utah, 84054/USA
Signature of Inventor 201:			Date:	
2	Full Name Of Inventor	Family Name Smith-Wilson	First Given Name Patricia	Second Given Name A.
0	Residence & Citizenship	City Herriman	State or Foreign Country Utah	Country of Citizenship USA
2	Mailing Address	Address 13753 Horseback Lane	City Herriman	State & Zip Code/Country Utah, 84065/USA
Signature of Inventor 202:			Date: 12/22/01	
2	Full Name Of Inventor	Family Name Van Wagoner	First Given Name Kurt	Second Given Name
0	Residence & Citizenship	City Centerville	State or Foreign Country Utah	Country of Citizenship USA
3	Mailing Address	Address 251 East 100 South	City Centerville	State & Zip Code/Country Utah, 84014/USA
Signature of Inventor 203:			Date:	
2	Full Name Of Inventor	Family Name Mattey	First Given Name Jean	Second Given Name Andrea
0	Residence & Citizenship	City Westlake	State or Foreign Country Ohio	Country of Citizenship USA
4	Mailing Address	Address 1504 Westford Circle	City Westlake	State & Zip Code/Country Ohio, 44145/USA
Signature of Inventor 204:			Date:	
2	Full Name Of Inventor	Family Name Snyder	First Given Name Eileen	Second Given Name K.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
5	Mailing Address	Address 1390 Sandy Hills Drive	City Sandy	State & Zip Code/Country Utah, 84093/USA
Signature of Inventor 205:			Date:	

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:				Date:
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207:				Date:
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208:				Date:

S/N 09/437,567



**COPY OF PAPERS
ORIGINALLY FILED**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

MAY 23 2002

Technology Center 2100

Dear Sir:

We, Jerry G. Seare, Patricia A. Smith-Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Patricia A. Smith-Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

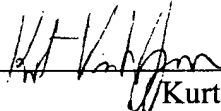
Date: _____

Jerry G. Seare

Date: _____

Patricia A. Smith-Wilson

Date: 2/27/02


Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: _____

Steven J. Wenzbauer

Date: _____

Rodney Fredette

Date: _____

Vickie S. Sennett

MERCHANT & GOULD P.C.

United States Patent Application

COPY OF PAPERS
ORIGINALLY FILED

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND SYSTEM FOR GENERATING STASTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES

The specification of which

- a. ☐ is attached hereto
 b. ☒ was filed on November 10, 1999 as application serial no. 09/437,567 and was amended on November 10, 1999 as reflected in a substitute specification attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified and attached specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
 b. ☐ such applications have been filed as follows:

RECEIVED

MAY 23 2002

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC

Technology Center 2100

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (reprinted below):

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application:

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W.	Reg. No. 40,481	Leonard, Christopher J.	Reg. No. 41,940
Ali, M. Jeffer	Reg. No. 46,359	Liepa, Mara E.	Reg. No. 40,066
Altera, Allan G.	Reg. No. 40,274	Lindquist, Timothy A.	Reg. No. 40,701
Anderson, Gregg I.	Reg. No. 28,828	Lown, Jean A.	Reg. No. 48,428
Batzli, Brian H.	Reg. No. 32,960	Mayfield, Denise L.	Reg. No. 33,732
Beard, John L.	Reg. No. 27,612	McDonald, Daniel W.	Reg. No. 32,044
Berns, John M.	Reg. No. 43,496	McIntyre, Jr., William F.	Reg. No. 44,921
Branch, John W.	Reg. No. 41,633	Mitchem, M. Todd	Reg. No. 40,731
Brown, Jeffrey C.	Reg. No. 41,643	Mueller, Douglas P.	Reg. No. 30,300
Bruess, Steven C.	Reg. No. 34,130	Nelson, Anna M.	Reg. No. 48,935
Byrne, Linda M.	Reg. No. 32,404	Parsons, Nancy J.	Reg. No. 40,364
Campbell, Keith	Reg. No. 46,597	Pauly, Daniel M.	Reg. No. 40,123
Carlson, Alan G.	Reg. No. 25,959	Phillips, John B.	Reg. No. 37,206
Caspers, Philip P.	Reg. No. 33,227	Pino, Mark J.	Reg. No. 43,858
Clifford, John A.	Reg. No. 30,247	Prendergast, Paul	Reg. No. 46,068
Cook, Jeffrey	Reg. No. P-48,649	Pytel, Melissa J.	Reg. No. 41,512
Daignault, Ronald A.	Reg. No. 25,968	Qualey, Terry	Reg. No. 25,148
Daley, Dennis R.	Reg. No. 34,994	Reich, John C.	Reg. No. 37,703
Dalglish, Leslie E.	Reg. No. 40,579	Reiland, Earl D.	Reg. No. 25,767
Daulton, Julie R.	Reg. No. 36,414	Samuels, Lisa A.	Reg. No. 43,080
DeVries Smith, Katherine M.	Reg. No. 42,157	Schmaltz, David G.	Reg. No. 39,828
DiPietro, Mark J.	Reg. No. 28,707	Schuman, Mark D.	Reg. No. 31,197
Doscotch, Matthew A.	Reg. No. P-48,957	Schumann, Michael D.	Reg. No. 30,422
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Goggin, Matthew J.	Reg. No. 44,125	Spellman, Steven J.	Reg. No. 45,124
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Gregson, Richard	Reg. No. 41,804	Sumner, John P.	Reg. No. 29,114
Gresens, John J.	Reg. No. 33,112	Swenson, Erik G.	Reg. No. 45,147
Hamer, Samuel A.	Reg. No. 46,754	Tellekson, David K.	Reg. No. 32,314
Hamre, Curtis B.	Reg. No. 29,165	Trembath, Jon R.	Reg. No. 38,344
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Hillson, Randall A.	Reg. No. 31,838	Vandenburgh, J. Derek	Reg. No. 32,179
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Kadievitch, Natalie D.	Reg. No. 34,196	Whitaker, John E.	Reg. No. 42,222
Kaseburg, Frederick A.	Reg. No. 47,695	Wier, David D.	Reg. No. P-48,229
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

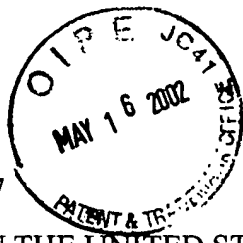
Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903



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2	Full Name Of Inventor	Family Name Seare	First Given Name Jerry	Second Given Name G.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
1	Mailing Address	Address 7842 South Canterwood Lane	City Sandy	State & Zip Code/Country Utah, 84054/USA
Signature of Inventor 201:			Date:	
2	Full Name Of Inventor	Family Name Smith-Wilson	First Given Name Patricia	Second Given Name A.
0	Residence & Citizenship	City Herriman	State or Foreign Country Utah	Country of Citizenship USA
2	Mailing Address	Address 13753 Horseback Lane	City Herriman	State & Zip Code/Country Utah, 84065/USA
Signature of Inventor 202:			Date:	
2	Full Name Of Inventor	Family Name Van Wagoner	First Given Name Kurt	Second Given Name
0	Residence & Citizenship	City Centerville	State or Foreign Country Utah	Country of Citizenship USA
3	Mailing Address	Address 251 East 100 South	City Centerville	State & Zip Code/Country Utah, 84014/USA
Signature of Inventor 203:			Date: 2/27/2	
2	Full Name Of Inventor	Family Name Mattey	First Given Name Jean	Second Given Name Andrea
0	Residence & Citizenship	City Westlake	State or Foreign Country Ohio	Country of Citizenship USA
4	Mailing Address	Address 1504 Westford Circle	City Westlake	State & Zip Code/Country Ohio, 44145/USA
Signature of Inventor 204:			Date:	
2	Full Name Of Inventor	Family Name Snyder	First Given Name Eileen	Second Given Name K.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
5	Mailing Address	Address 1390 Sandy Hills Drive	City Sandy	State & Zip Code/Country Utah, 84093/USA
Signature of Inventor 205:			Date:	

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:				Date:
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207:				Date:
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208:				Date:



S/N 09/437,567

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

We, Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: _____

Jerry G. Seare

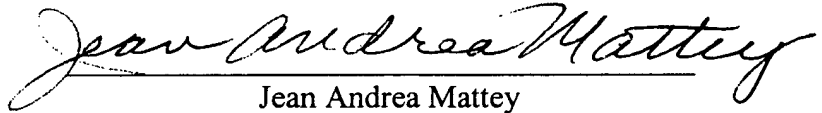
Date: _____

Pat Wilson

Date: _____

Kurt Van Wagoner

Date: 11-27-01



Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: _____

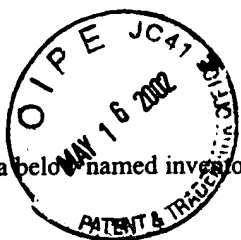
Steven J. Wenzbauer

Date: _____

Rodney Fredette

Date: _____

Vickie S. Sennett



MERCHANT & GOULD P.C.
United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND SYSTEM FOR GENERATING STASTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES

The specification of which

- a. ☐ is attached hereto
b. ☒ was filed on November 10, 1999 as application serial no. 09/437,567 and was amended on November 10, 1999 as reflected in a substitute specification attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified and attached specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
b. ☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)
ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (reprinted below):

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application:

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W.	Reg. No. 40,481	Leonard, Christopher J.	Reg. No. 41,940
Ali, M. Jeffer	Reg. No. 46,359	Liepa, Mara E.	Reg. No. 40,066
Altera, Allan G.	Reg. No. 40,274	Lindquist, Timothy A.	Reg. No. 40,701
Anderson, Gregg I.	Reg. No. 28,828	Lown, Jean A.	Reg. No. 48,428
Batzli, Brian H.	Reg. No. 32,960	Mayfield, Denise L.	Reg. No. 33,732
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Byrne, Linda M.	Reg. No. 32,404	Parsons, Nancy J.	Reg. No. 40,364
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Kaseburg, Frederick A.	Reg. No. 47,695	Wier, David D.	Reg. No. P-48,229
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name Seare	First Given Name Jerry	Second Given Name G.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
1	Mailing Address	Address 7842 South Canterwood Lane	City Sandy	State & Zip Code/Country Utah, 84054/USA
Signature of Inventor 201:			Date:	
2	Full Name Of Inventor	Family Name Smith-Wilson	First Given Name Patricia	Second Given Name A.
0	Residence & Citizenship	City Herriman	State or Foreign Country Utah	Country of Citizenship USA
2	Mailing Address	Address 13753 Horseback Lane	City Herriman	State & Zip Code/Country Utah, 84065/USA
Signature of Inventor 202:			Date:	
2	Full Name Of Inventor	Family Name Van Wagoner	First Given Name Kurt	Second Given Name
0	Residence & Citizenship	City Centerville	State or Foreign Country Utah	Country of Citizenship USA
3	Mailing Address	Address 251 East 100 South	City Centerville	State & Zip Code/Country Utah, 84014/USA
Signature of Inventor 203:			Date:	
2	Full Name Of Inventor	Family Name Mattey	First Given Name Jean	Second Given Name Andrea
0	Residence & Citizenship	City Westlake	State or Foreign Country Ohio	Country of Citizenship USA
4	Mailing Address	Address 1504 Westford Circle	City Westlake	State & Zip Code/Country Ohio, 44145/USA
Signature of Inventor 204:			Date: 12-28-01	
2	Full Name Of Inventor	Family Name Snyder	First Given Name Eileen	Second Given Name K.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
5	Mailing Address	Address 1390 Sandy Hills Drive	City Sandy	State & Zip Code/Country Utah, 84093/USA
Signature of Inventor 205:			Date:	

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:				Date:
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207:				Date:
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208:				Date:

S/N 09/437,567

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
MAY 28 2002
Technology Center 2100

Dear Sir:

We, Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: _____

Jerry G. Seare

Date: _____

Pat Wilson

Date: _____

Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: October 30, 2001

Eileen K. Snyder
Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: _____

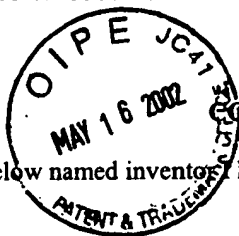
Steven J. Wenzbauer

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Rodney Fredette

Date: _____

Vickie S. Sennett



MERCHANT & GOULD P.C.
United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES

The specification of which

- a. ☐ is attached hereto
b. ☒ was filed on November 10, 1999 as application serial no. 09/437,567 and was amended on November 10, 1999 as reflected in a substitute specification attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified and attached specification, including the claims, as amended by any amendment referred to above.

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- a. ☒ no such applications have been filed.
b. ☐ such applications have been filed as follows:

RECEIVED
MAY 23 2002
Technology Center 2100

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

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U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

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(2) Each attorney or agent who prepares or prosecutes the application; and

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Kadievitch, Natalie D.	Reg. No. 34,196	Whitaker, John E.	Reg. No. 42,222
Kaseburg, Frederick A.	Reg. No. 47,695	Wier, David D.	Reg. No. P-48,229
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name Seare	First Given Name Jerry	Second Given Name G.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
1	Mailing Address	Address 7842 South Canterwood Lane	City Sandy	State & Zip Code/Country Utah, 84054/USA
Signature of Inventor 201:			Date:	
2	Full Name Of Inventor	Family Name Smith-Wilson	First Given Name Patricia	Second Given Name A.
0	Residence & Citizenship	City Herriman	State or Foreign Country Utah	Country of Citizenship USA
2	Mailing Address	Address 13753 Horseback Lane	City Herriman	State & Zip Code/Country Utah, 84065/USA
Signature of Inventor 202:			Date:	
2	Full Name Of Inventor	Family Name Van Wagoner	First Given Name Kurt	Second Given Name
0	Residence & Citizenship	City Centerville	State or Foreign Country Utah	Country of Citizenship USA
3	Mailing Address	Address 251 East 100 South	City Centerville	State & Zip Code/Country Utah, 84014/USA
Signature of Inventor 203:			Date:	
2	Full Name Of Inventor	Family Name Mattey	First Given Name Jean	Second Given Name Andrea
0	Residence & Citizenship	City Westlake	State or Foreign Country Ohio	Country of Citizenship USA
4	Mailing Address	Address 1504 Westford Circle	City Westlake	State & Zip Code/Country Ohio, 44145/USA
Signature of Inventor 204:			Date:	
2	Full Name Of Inventor	Family Name Snyder	First Given Name Eileen	Second Given Name K.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
5	Mailing Address	Address 1390 Sandy Hills Drive	City Sandy	State & Zip Code/Country Utah, 84093/USA
Signature of Inventor 205:			Date: 1-03-02	

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:				Date:
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207:				Date:
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208:				Date:



**COPY OF PAPERS
ORIGINALLY FILED**

S/N 09/437,567

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

**PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)**

RECEIVED

Assistant Commissioner for Patents
Washington, D.C. 20231

**MAY 23 2002
Technology Center 2100**

Dear Sir:

We, Jerry G. Seare, Patricia A. Smith-Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Patricia A. Smith-Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: _____

Jerry G. Seare

Date: _____

Patricia A. Smith-Wilson

Date: _____

Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: 4/9/2002

Candace C. Wahlstrom
Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: _____

Steven J. Wenzbauer

Date: _____

Rodney Fredette

Date: _____

Vickie S. Sennett

MERCHANT & GOULD P.C.

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND SYSTEM FOR GENERATING STASTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES

The specification of which

- a. ☐ is attached hereto
b. ☒ was filed on November 10, 1999 as application serial no. 09/437,567 and was amended on November 10, 1999 as reflected in a substitute specification attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified and attached specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
b. ☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (reprinted below):

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application:

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W.	Reg. No. 40,481	Leonard, Christopher J.	Reg. No. 41,940
Ali, M. Jeffer	Reg. No. 46,359	Liepa, Mara E.	Reg. No. 40,066
Altera, Allan G.	Reg. No. 40,274	Lindquist, Timothy A.	Reg. No. 40,701
Anderson, Gregg I.	Reg. No. 28,828	Lown, Jean A.	Reg. No. 48,428
Batzli, Brian H.	Reg. No. 32,960	Mayfield, Denise L.	Reg. No. 33,732
Beard, John L.	Reg. No. 27,612	McDonald, Daniel W.	Reg. No. 32,044
Berns, John M.	Reg. No. 43,496	McIntyre, Jr., William F.	Reg. No. 44,921
Branch, John W.	Reg. No. 41,633	Mitchem, M. Todd	Reg. No. 40,731
Brown, Jeffrey C.	Reg. No. 41,643	Mueller, Douglas P.	Reg. No. 30,300
Bruess, Steven C.	Reg. No. 34,130	Nelson, Anna M.	Reg. No. 48,935
Byrne, Linda M.	Reg. No. 32,404	Parsons, Nancy J.	Reg. No. 40,364
Campbell, Keith	Reg. No. 46,597	Pauly, Daniel M.	Reg. No. 40,123
Carlson, Alan G.	Reg. No. 25,959	Phillips, John B.	Reg. No. 37,206
Caspers, Philip P.	Reg. No. 33,227	Pino, Mark J.	Reg. No. 43,858
Clifford, John A.	Reg. No. 30,247	Prendergast, Paul	Reg. No. 46,068
Cook, Jeffrey	Reg. No. P-48,649	Pytel, Melissa J.	Reg. No. 41,512
Daignault, Ronald A.	Reg. No. 25,968	Qualey, Terry	Reg. No. 25,148
Daley, Dennis R.	Reg. No. 34,994	Reich, John C.	Reg. No. 37,703
Dalglish, Leslie E.	Reg. No. 40,579	Reiland, Earl D.	Reg. No. 25,767
Daulton, Julie R.	Reg. No. 36,414	Samuels, Lisa A.	Reg. No. 43,080
DeVries Smith, Katherine M.	Reg. No. 42,157	Schmaltz, David G.	Reg. No. 39,828
DiPietro, Mark J.	Reg. No. 28,707	Schuman, Mark D.	Reg. No. 31,197
Doscotch, Matthew A.	Reg. No. P-48,957	Schumann, Michael D.	Reg. No. 30,422
Edell, Robert T.	Reg. No. 20,187	Scull, Timothy B.	Reg. No. 42,137
Epp Ryan, Sandra	Reg. No. 39,667	Sebald, Gregory A.	Reg. No. 33,280
Glance, Robert J.	Reg. No. 40,620	Skoog, Mark T.	Reg. No. 40,178
Goggin, Matthew J.	Reg. No. 44,125	Spellman, Steven J.	Reg. No. 45,124
Golla, Charles E.	Reg. No. 26,896	Stewart, Alan R.	Reg. No. 47,974
Gorman, Alan G.	Reg. No. 38,472	Stoll-DeBell, Kirstin L.	Reg. No. 43,164
Gould, John D.	Reg. No. 18,223	Sullivan, Timothy	Reg. No. 47,981
Gregson, Richard	Reg. No. 41,804	Sumner, John P.	Reg. No. 29,114
Gresens, John J.	Reg. No. 33,112	Swenson, Erik G.	Reg. No. 45,147
Hamer, Samuel A.	Reg. No. 46,754	Tellekson, David K.	Reg. No. 32,314
Hamre, Curtis B.	Reg. No. 29,165	Trembath, Jon R.	Reg. No. 38,344
Harrison, Kevin C.	Reg. No. 46,759	Tunheim, Marcia A.	Reg. No. 42,189
Hertzberg, Brett A.	Reg. No. 42,660	Underhill, Albert L.	Reg. No. 27,403
Hillson, Randall A.	Reg. No. 31,838	Vandenburgh, J. Derek	Reg. No. 32,179
Holzer, Jr., Richard J.	Reg. No. 42,668	Wahl, John R.	Reg. No. 33,044
Hope, Leonard J.	Reg. No. 44,774	Weaver, Paul L.	Reg. No. P-48,640
Jardine, John S.	Reg. No. P-48,835	Welter, Paul A.	Reg. No. 20,890
Johnston, Scott W.	Reg. No. 39,721	Whipps, Brian	Reg. No. 43,261
Kadievtch, Natalie D.	Reg. No. 34,196	Whitaker, John E.	Reg. No. 42,222
Kaseburg, Frederick A.	Reg. No. 47,695	Wier, David D.	Reg. No. P-48,229
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchuk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchuk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

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I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903

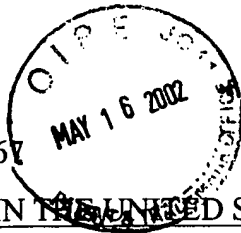


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name Seare	First Given Name Jerry	Second Given Name G.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
1	Mailing Address	Address 7842 South Canterwood Lane	City Sandy	State & Zip Code/Country Utah, 84054/USA
Signature of Inventor 201:				Date:
2	Full Name Of Inventor	Family Name Smith-Wilson	First Given Name Patricia	Second Given Name A.
0	Residence & Citizenship	City Herriman	State or Foreign Country Utah	Country of Citizenship USA
2	Mailing Address	Address 13753 Horseback Lane	City Herriman	State & Zip Code/Country Utah, 84065/USA
Signature of Inventor 202:				Date:
2	Full Name Of Inventor	Family Name Van Wagoner	First Given Name Kurt	Second Given Name
0	Residence & Citizenship	City Centerville	State or Foreign Country Utah	Country of Citizenship USA
3	Mailing Address	Address 251 East 100 South	City Centerville	State & Zip Code/Country Utah, 84014/USA
Signature of Inventor 203:				Date:
2	Full Name Of Inventor	Family Name Mattey	First Given Name Jean	Second Given Name Andrea
0	Residence & Citizenship	City Westlake	State or Foreign Country Ohio	Country of Citizenship USA
4	Mailing Address	Address 1504 Westford Circle	City Westlake	State & Zip Code/Country Ohio, 44145/USA
Signature of Inventor 204:				Date:
2	Full Name Of Inventor	Family Name Snyder	First Given Name Eileen	Second Given Name K.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
5	Mailing Address	Address 1390 Sandy Hills Drive	City Sandy	State & Zip Code/Country Utah, 84093/USA
Signature of Inventor 205:				Date:

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:			Date:	
			4/9/2002	
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207:			Date:	
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208:			Date:	

S/N 09/437,567



COPY OF PAPERS
ORIGINALLY FILED

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
MAY 28 2002
Technology Center 2100

Dear Sir:

We, Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: _____
Jerry G. Seare

Date: _____
Pat Wilson

Date: _____
Kurt Van Wagoner

Date: _____
Jean Andrea Matthey

Date: _____
Eileen K. Snyder

Date: _____
Candace C. Wahlstrom

Date: 11-30-01

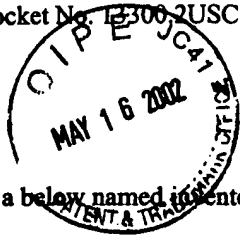
Michelle Willis

Date: _____
Matthew R. Bentley

Date: _____
Steven J. Wenzbauer

Date: _____
Rodney Fredette

Date: _____
Vickie S. Sennett



MERCHANT & GOULD P.C.

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND SYSTEM FOR GENERATING STASTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES**

The specification of which

- a. ☐ is attached hereto
b. ☒ was filed on November 10, 1999 as application serial no. 09/437,567 and was amended on November 10, 1999 as reflected in a substitute specification attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified and attached specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
b. ☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (reprinted below):

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application:

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

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Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903

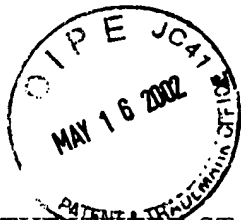


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name Seare	First Given Name Jerry	Second Given Name G.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
1	Mailing Address	Address 7842 South Canterwood Lane	City Sandy	State & Zip Code/Country Utah, 84054/USA
Signature of Inventor 201:			Date:	
2	Full Name Of Inventor	Family Name Wilson	First Given Name Pat	Second Given Name
0	Residence & Citizenship	City Herriman	State or Foreign Country Utah	Country of Citizenship USA
2	Mailing Address	Address 13753 Horseback Lane	City Herriman	State & Zip Code/Country Utah, 84065/USA
Signature of Inventor 202:			Date:	
2	Full Name Of Inventor	Family Name Van Wagoner	First Given Name Kurt	Second Given Name
0	Residence & Citizenship	City Spanish Fork	State or Foreign Country Utah	Country of Citizenship USA
3	Mailing Address	Address 251 East 100 South	City Spanish Fork	State & Zip Code/Country Utah, 84014/USA
Signature of Inventor 203:			Date:	
2	Full Name Of Inventor	Family Name Mattey	First Given Name Jean	Second Given Name Andrea
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4	Mailing Address	Address 1504 Westford Circle	City Westlake	State & Zip Code/Country Ohio, 44145/USA
Signature of Inventor 204:			Date:	
2	Full Name Of Inventor	Family Name Snyder	First Given Name Eileen	Second Given Name K.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
5	Mailing Address	Address 1390 Sandy Hills Drive	City Sandy	State & Zip Code/Country Utah, 84093/USA
Signature of Inventor 205:			Date:	

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:				Date:
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207: <i>M. Willis</i>				Date: 11-30-01
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208:				Date:

S/N 09/437,567



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ORIGINALLY FILED**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

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Technology Center 2100

Dear Sir:

We, Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: _____

Jerry G. Seare

Date: _____

Pat Wilson

Date: _____

Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: 11/11/2001



Matthew R. Bentley

Date: _____

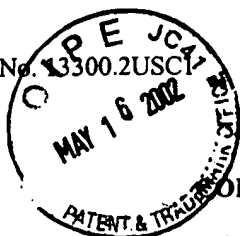
Steven J. Wenzbauer

Date: _____

Rodney Fredette

Date: _____

Vickie S. Sennett

MERCHANT & GOULD P.C.
United States Patent ApplicationCOPY OF PAPERS
ORIGINALLY FILED

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND SYSTEM FOR GENERATING STASTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES**

The specification of which

- a. ☐ is attached hereto
b. ☒ was filed on November 10, 1999 as application serial no. 09/437,567 and was amended on November 10, 1999 as reflected in a substitute specification attached hereto, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified and attached specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. ☒ no such applications have been filed.
b. ☐ such applications have been filed as follows:

RECEIVED

MAY 23 2002

Technology Center 2100

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (reprinted below):

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;
- or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
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- (2) Each attorney or agent who prepares or prosecutes the application; and
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Kowalchyk, Katherine M.	Reg. No. 36,848	Young, Thomas	Reg. No. 25,796
Lacy, Paul E.	Reg. No. 38,946	Zeuli, Anthony R.	Reg. No. 45,255
Larson, James A.	Reg. No. 40,443		

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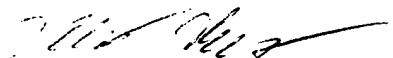
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Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903



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2	Full Name Of Inventor	Family Name Seare	First Given Name Jerry	Second Given Name G.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
1	Mailing Address	Address 7842 South Canterwood Lane	City Sandy	State & Zip Code/Country Utah, 84054/USA
Signature of Inventor 201:				Date:
2	Full Name Of Inventor	Family Name Smith-Wilson	First Given Name Patricia	Second Given Name A.
0	Residence & Citizenship	City Herriman	State or Foreign Country Utah	Country of Citizenship USA
2	Mailing Address	Address 13753 Horseback Lane	City Herriman	State & Zip Code/Country Utah, 84065/USA
Signature of Inventor 202:				Date:
2	Full Name Of Inventor	Family Name Van Wagoner	First Given Name Kurt	Second Given Name
0	Residence & Citizenship	City Centerville	State or Foreign Country Utah	Country of Citizenship USA
3	Mailing Address	Address 251 East 100 South	City Centerville	State & Zip Code/Country Utah, 84014/USA
Signature of Inventor 203:				Date:
2	Full Name Of Inventor	Family Name Mattey	First Given Name Jean	Second Given Name Andrea
0	Residence & Citizenship	City Westlake	State or Foreign Country Ohio	Country of Citizenship USA
4	Mailing Address	Address 1504 Westford Circle	City Westlake	State & Zip Code/Country Ohio, 44145/USA
Signature of Inventor 204:				Date:
2	Full Name Of Inventor	Family Name Snyder	First Given Name Eileen	Second Given Name K.
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
5	Mailing Address	Address 1390 Sandy Hills Drive	City Sandy	State & Zip Code/Country Utah, 84093/USA
Signature of Inventor 205:				Date:

2	Full Name Of Inventor	Family Name Wahlstrom	First Given Name Candace	Second Given Name C.
0	Residence & Citizenship	City Twin Falls	State or Foreign Country Idaho	Country of Citizenship USA
6	Mailing Address	Address 1722 Glendale Avenue	City Twin Falls	State & Zip Code/Country Idaho, 83301/USA
Signature of Inventor 206:				Date:
2	Full Name Of Inventor	Family Name Willis	First Given Name Michelle	Second Given Name
0	Residence & Citizenship	City Sandy	State or Foreign Country Utah	Country of Citizenship USA
7	Mailing Address	Address 458 East 10375 South	City Sandy	State & Zip Code/Country Utah, 84070/USA
Signature of Inventor 207:				Date:
2	Full Name Of Inventor	Family Name Bentley	First Given Name Matthew	Second Given Name R.
0	Residence & Citizenship	City South Jordan	State or Foreign Country Utah	Country of Citizenship USA
8	Mailing Address	Address 11498 Chapel Rim Way	City South Jordan	State & Zip Code/Country Utah, 84095/USA
Signature of Inventor 208: 				Date: 12/27/2001

S/N 09/437,567

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

PETITION TO CORRECT INVENTORSHIP PURSUANT TO
37 C.F.R. §1.48(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
MAY 23 2002
Technology Center 2100

Dear Sir:

We, Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett declare that we are the named inventors of the above-identified patent application, and make this petition pursuant to 37 C.F.R. §1.48, to correct the inventorship for this patent application by deleting Steven J. Wenzbauer, Rodney Fredette and Vickie S. Sennett from the list of inventors. The correct list of inventors for this patent application are Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis and Matthew R. Bentley.

We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors.

Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: _____

Jerry G. Seare

Date: _____

Pat Wilson

Date: _____

Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: 11/3/2001

Steven J. Wenzbauer
Steven J. Wenzbauer

Date: _____

Rodney Fredette

Date: _____

Vickie S. Sennett

S/N 09/437,567



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
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Assistant Commissioner for Patents
Washington, D.C. 20231

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Date: 12-27-01

Jerry G. Seare

Date: _____

Patricia A. Smith-Wilson

Date: _____

Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: _____

Steven J. Wenzbauer

Date: 12-27-01

Rodney R. Fredette
Rodney Fredette

Date: _____

Vickie S. Sennett



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ORIGINALLY FILED**

S/N 09/437,567

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
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Assistant Commissioner for Patents
Washington, D.C. 20231

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We each declare that the correct inventors for the above-identified patent application are not named, through error, without any deceptive intention on the part of the named inventors. Therefore, correction of the inventorship of the present application is appropriate under 37 C.F.R. §1.48(a) and is earnestly solicited.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 and Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Date: _____

Jerry G. Seare

Date: _____

Pat Wilson

Date: _____

Kurt Van Wagoner

Date: _____

Jean Andrea Matthey

Date: _____

Eileen K. Snyder

Date: _____

Candace C. Wahlstrom

Date: _____

Michelle Willis

Date: _____

Matthew R. Bentley

Date: _____

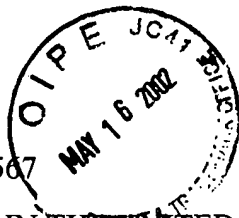
Steven J. Wenzbauer

Date: _____

Rodney Fredette

Date: 10-31-01

Vickie S. Sennett
Vickie S. Sennett



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S/N 09/437,567

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SEARE ET AL.	Examiner:	Poinvil
Serial No.:	09/437,567	Group Art Unit:	2755
Filed:	11/10/99	Docket No.:	12344.2USC1
Title:	METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES		

CONSENT OF ASSIGNEE TO CHANGE OF INVENTORSHIP

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

MAY 23 2002

Technology Center 2100

Dear Sir:

Ingenix, Inc., being the sole owner of the above-identified application, as evidenced by the Assignment and merger documents recorded in the U.S. Patent and Trademark Office on December 8, 2000, at Reel 011360, Frame 0149 and Reel 011360, frame 0177, and on September 22, 1994, at Reel 7237, Frame 0707, hereby consents to the change of inventorship in the above-identified application from the joint inventorship of Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, Matthew R. Bentley, Steven J. Wenzbauer, Rodney Fredette, and Vickie S. Sennett to the joint inventorship of Jerry G. Seare, Pat Wilson, Kurt Van Wagoner, Jean Andrea Matthey, Eileen K. Snyder, Candace C. Wahlstrom, Michelle Willis, and Matthew R. Bentley.

I declare that I am an official of the Assignee, who is in power to authorize this consent.

INGENIX, INC.

Date: November 13, 2001

By: 

Title: Secretary & General Counsel

12-27-2000

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FORM PTO-1595

(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

M&G- 13300.2USD1



101563577

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

MediCode (Delaware), Inc.

*12.8.00*

2. Name and address of receiving party(ies):

Ingenix, Inc.
12125 Technology Drive
Eden Prairie, Minnesota 55344Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ NoAdditional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other:

Execution Date: December 4, 2000

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

08/539,413

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Alan G. Gorman
Address: Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903

7. Total fee (37 CFR 3.41): \$40.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 13-2725

DO NOT USE THIS SPACE

9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Alan G. Gorman

Name of Person Signing

Alan G. Gorman

Signature

December 4, 2000

Date

Total number of pages including cover sheet, attachments, and document: 3

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Box Assignments
Washington, D.C. 20231

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12/26/2000 GT0N11 00000100 08539413

01 FC:581

40.00 BP

COPY OF PAPERS
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**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MARCH 05, 2001

PTAS

MERCHANT & GOULD P.C.

ALAN G. GORMAN

P.O. BOX 2903

MINNEAPOLIS, MINNESOTA 55402-0903



101563577A

RECEIVED

MAY 23 2002

**UNITED STATES PATENT AND TRADEMARK OFFICE Technology Center 2100
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/08/2000

REEL/FRAME: 011360/0149
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MEDICODE (DELAWARE), INC.

DOC DATE: 12/04/2000

ASSIGNEE:

INGENIX, INC.

12125 TECHNOLOGY DRIVE

EDEN PRAIRIE, MINNESOTA 55344

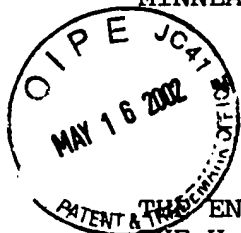
SERIAL NUMBER: 08539413

FILING DATE: 10/05/1995

PATENT NUMBER:

ISSUE DATE:

SAUNDRA BALLENGER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



T

ASSIGNMENT

WHEREAS, I, Medicode (Delaware), Inc., a Delaware corporation having its principal place of business at 5225 Wiley Post Way, Salt Lake City, Utah 84116, (hereinafter called "Assignor"), is the owner of the application Serial No. 08/539,413 which is entitled METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES.

AND WHEREAS, Ingenix, Inc., a corporation organized and existing under and by virtue of the laws of the State of Delaware, and having an office and place of business at 12125 Technology Drive, Eden Prairie, Minnesota 55344 (hereinafter "Assignee") is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefor;

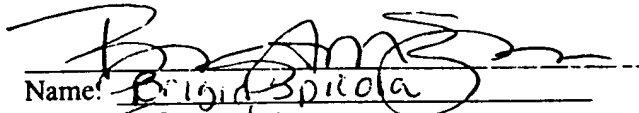
NOW THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, I have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the application, all divisions, continuations, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and I do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the Assignee as the assignee of the entire right, title and interest in and to the same. for the use of the Assignee, its successors and assigns.

AND, for the consideration aforesaid, I do hereby agree that I and my executors and legal representatives will make, execute and deliver any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents, and will communicate to said Assignee, its successors and representatives all facts known to me relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things which may be necessary or desirable more effectually to secure to and vest in said Assignee, its successors or assigns the entire

right, title and interest in and to the improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, furthermore I covenant and agree with said Assignee, its successors and assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by me and that full right to convey the same as herein expressed is possessed by me.


IN TESTIMONY WHEREOF, I have hereunto set my hand this 4th day of December, 2000.


Name: Brigid Spicola
Title: Secretary
Medicode (Delaware), Inc.

STATE OF Minnesota)
) ss.
COUNTY OF Hennepin)

On this 4th day of December, 2000, before me personally appeared Brigid M. Spicola to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]


Notary Public



12-27-2000

FORM PTO-1595

(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

M&G- 13300.2USD1



ET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

101563580

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Medicode, Inc. (a Utah corporation)

Handwritten: 12.8.00

2. Name and address of receiving party(ies):

Medicode (Delaware), Inc.
5225 Wiley Post Way
Salt Lake City, Utah 84116

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☒ Merger
☐ Security Agreement ☐ Change of Name
☐ Other:

Execution Date: November 17, 1997

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

B. Patent No.(s)

08/539,413

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Alan G. Gorman
Address: Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903



6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$40.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 13-2725

DO NOT USE THIS SPACE

9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Alan G. Gorman

Name of Person Signing

Handwritten Signature of Alan G. Gorman
Signature

December 4, 2000

Date

Total number of pages including cover sheet, attachments, and document: 12

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Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
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Washington, D.C. 20231

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12/26/2000 GT0N11 00000097 08539413

01 FC:581

40.00 OP



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MARCH 05, 2001

PTAS

MERCHANT & GOULD P.C.
ALAN G. GORMAN
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903



101563580A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

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RECORDATION DATE: 12/08/2000

REEL/FRAME: 011360/0177
NUMBER OF PAGES: 12

BRIEF: MERGER (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MEDICODE, INC. (A UTAH
CORPORATION)

DOC DATE: 11/17/1997

ASSIGNEE:

MEDICODE (DELAWARE), INC.
5225 WILEY POST WAY
SALT LAKE CITY, UTAH 84116

SERIAL NUMBER: 08539413
PATENT NUMBER:

FILING DATE: 10/05/1995
ISSUE DATE:

ANTIONE ROYALL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

State of Delaware
Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AGREEMENT OF MERGER, WHICH MERGES:

"MEDICODE, INC.", A UTAH CORPORATION,

WITH AND INTO "MEDICODE (DELAWARE), INC." UNDER THE NAME OF "MEDICODE (DELAWARE), INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE SEVENTEENTH DAY OF NOVEMBER, A.D. 1997, AT 9:15 O'CLOCK A.M.



A handwritten signature in cursive script, reading "Edward J. Freel", is written over a horizontal line.

Edward J. Freel, Secretary of State

2798030 8100M

981015706

AUTHENTICATION:

8865270

DATE:

01-14-98

**AGREEMENT AND PLAN OF MERGER OF
MEDICODE (DELAWARE), INC.
(a Delaware corporation)
AND
MEDICODE, INC.
(a Utah corporation)**

THIS AGREEMENT AND PLAN OF MERGER dated as of November 17, 1997, (the "Agreement") is between Medicode (Delaware), Inc., a Delaware corporation ("Medicode Delaware") and Medicode, Inc., a Utah corporation ("Medicode-Utah"). Medicode-Delaware and Medicode-Utah are sometimes referred to herein as the "Constituent Corporations."

RECITALS

A. Medicode-Delaware is a corporation duly organized and existing under the laws of the State of Delaware and has an authorized capital of 57,866,178 shares, 50,000,000 of which are designated "Common Stock," \$.001 par value, and 7,866,178 of which are designated "Preferred Stock," \$.001 par value. Of such authorized shares of Preferred Stock, 2,866,178 shares are designated "Series A Preferred Stock." As of the date of this Agreement 1,000 shares of Common Stock and no shares of Preferred Stock were issued and outstanding.

B. Medicode-Utah is a corporation duly organized and existing under the laws of the State of Utah and has an authorized capital of 55,000,000 shares, 50,000,000 of which are designated "Common Stock," no par value, and 5,000,000 of which are designated "Preferred Stock," no par value. Of such authorized shares of Preferred Stock, 2,866,178 shares are designated "Series A Preferred Stock." As of the date of this Agreement of Merger, 942,703 shares of Common Stock, and 2,739,613 shares of Series A Preferred Stock were issued and outstanding.

C. The Board of Directors of Medicode-Utah has determined that, for the purpose of effecting the reincorporation of Medicode-Utah in the State of Delaware, it is advisable and in the best interests of Medicode-Utah that Medicode-Utah merge with and into Medicode-Delaware upon the terms and conditions provided herein.

D. The respective Boards of Directors of Medicode-Delaware and Medicode-Utah, the shareholders of Medicode-Utah and the stockholders of Medicode-Delaware have approved this Agreement and have directed that this Agreement be executed by the undersigned officers.

NOW, THEREFORE, in consideration of the mutual agreements and covenants set forth herein, Medicode-Delaware and Medicode-Utah hereby agree, subject to the terms and conditions hereinafter set forth, as follows:

I. MERGER

1.1 **Merger.** In accordance with the provisions of this Agreement, the Delaware General Corporation Law and the Utah Business Corporation Act, Medicode-Utah shall be merged with and into Medicode-Delaware (the "Merger"), the separate existence of Medicode-Utah shall cease and Medicode-Delaware shall be, and is herein sometimes referred as, the "Surviving Corporation", and the name of the Surviving Corporation shall be Medicode (Delaware), Inc.

1.2 **Filing and Effectiveness.** The Merger shall become effective when the following actions shall have been completed:

(a) An executed Certificate of Merger or an executed counterpart of this Agreement meeting the requirements of the Delaware General Corporation Law shall have been filed with the Secretary of State of the State of Delaware; and

(b) Executed Articles of Merger or an executed counterpart of this Agreement meeting the requirements of the Utah Business Corporations Act shall have been filed with the Secretary of State of the State of Utah.

The date and time when the Merger shall become effective, as aforesaid, is herein called the "Effective Date of the Merger."

1.3 **Effect of the Merger.** Upon the Effective Date of the Merger, the separate existence of Medicode-Utah shall cease and Medicode-Delaware, as the Surviving Corporation, (i) shall continue to possess all of its assets, rights, powers and property as constituted immediately prior to the Effective Date of the Merger, (ii) shall be subject to all actions previously taken by its and Medicode-Utah's Board of Directors, (iii) shall succeed, without other transfer, to all of the assets, rights, powers and property of Medicode-Utah in the manner more fully set forth in Section 259 of the Delaware General Corporation Law, (iv) shall continue to be subject to all of its debts, liabilities and obligations constituted immediately prior to the Effective Date of the Merger, and (v) shall succeed, without other transfer, to all of the debts, liabilities and obligations of Medicode-Utah in the same manner as if Medicode-Delaware had itself incurred them, all as more fully provided under the applicable provisions of the Delaware General Corporation Law and the Utah Business Corporation Act.

II. CHARTER DOCUMENTS, DIRECTORS AND OFFICERS

2.1 **Certificate of Incorporation.** The Certificate of Incorporation of Medicode-Delaware, filed with the Office of the Secretary of State of the State of Delaware on October 17, 1997 (the "Certificate of Incorporation") shall be the Certificate of Incorporation of the Surviving Corporation until duly amended in accordance with the provisions thereof and applicable law.

2.2 Bylaws. The Bylaws of Medicode-Delaware as in effect immediately prior to the Effective Date of the Merger shall continue in full force and effect as the Bylaws of the Surviving Corporation until duly amended in accordance with the provisions thereof and applicable law.

2.3 Directors and Officers. The directors and officers of Medicode-Utah immediately prior to the Effective Date of the Merger shall be the directors and officers of the Surviving Corporation until their successors shall have been duly elected and qualified or until as otherwise provided by law, the Certificate of Incorporation of the Surviving Corporation or the Bylaws of the Surviving Corporation.

III. MANNER OF CONVERSION OF STOCK

3.1 Medicode-Utah Common Stock. Upon the Effective Date of the Merger, each share of Medicode-Utah Common Stock, no par value, issued and outstanding immediately prior thereto shall by virtue of the Merger and without any action by the Constituent Corporations, the holder of such shares or any other person, be converted into and exchanged for 1.466 fully paid and nonassessable shares of Common Stock, \$.001 par value, of the Surviving Corporation.

3.2 Medicode-Utah Preferred Stock. Upon the Effective Date of the Merger, each share of any series of Medicode-Utah Preferred Stock, no par value, issued and outstanding immediately prior to the Merger, shall, by virtue of the Merger and without any action by the Constituent Corporations, the holder of such shares or any other person, be converted into or exchanged for one fully paid and nonassessable share of the same series of Preferred Stock, \$.001 par value, of the Surviving Corporation, having such rights, preferences and privileges as set forth in the Certificate of Incorporation of the Surviving Corporation.

3.3 Medicode-Utah Stock Options.

(a) Upon the Effective Date of the Merger, the Surviving Corporation shall assume the obligations of Medicode-Utah under, and continue, the option plans (including without limitation the 1991 Stock Options Plan and the 1997 Stock Plan) and all other employee benefit plans of Medicode-Utah. Each outstanding and unexercised option, other right to purchase, or security convertible into, Medicode-Utah Common Stock (a "Right") shall become an option, right to purchase or a security convertible into the Surviving Corporation's Common Stock on the basis of 1.466 shares of the Surviving Corporation's Common Stock for each one share of Medicode-Utah Common Stock issuable pursuant to any such Right, on the same terms and conditions and at an exercise price equal to the exercise price applicable to any such Medicode-Utah Right at the Effective Date of the Merger; provided however, that no "additional benefits" (within the meaning of Section 424(a)(2) of the Internal Revenue Code of 1986, as amended) shall be accorded to the optionees pursuant to the assumption of their options. This paragraph 3.3(a) shall not apply to Medicode-Utah Common Stock or Preferred Stock. Such Common Stock and Preferred Stock are subject to paragraphs 3.1 and 3.2, respectively, hereof.

(b) A number of shares of the Surviving Corporation's Common Stock shall be reserved for issuance upon the exercise of options, stock purchase rights and convertible securities equal to the number of shares of Medicode-Utah Common Stock so reserved immediately prior to the Effective Date of the Merger.

3.4 Exchange of Certificates. After the Effective Date of the Merger, each holder of an outstanding certificate representing shares of Medicode-Utah Common Stock or Preferred Stock may be asked to surrender the same for cancellation to an exchange agent, whose name will be delivered to holders prior to any requested exchange (the "Exchange Agent"), and each such holder shall be entitled to receive in exchange therefor a certificate or certificates representing the number of shares of the Surviving Corporation's Common Stock or Preferred Stock, as the case may be, into which the surrendered shares were converted as herein provided. Until so surrendered, each outstanding certificate theretofore representing shares of Medicode-Utah Common Stock or Preferred Stock shall be deemed for all purposes to represent the number of shares of the Surviving Corporation's Common Stock or Preferred Stock, respectively, into which such shares of Medicode-Utah Common Stock or Preferred Stock, as the case may be, were converted in the Merger.

The registered owner on the books and records of the Surviving Corporation or the Exchange Agent of any such outstanding certificate shall, until such certificate shall have been surrendered for transfer or conversion or otherwise accounted for to the Surviving Corporation or the Exchange Agent, have and be entitled to exercise any voting and other rights with respect to and to receive dividends and other distributions upon the shares of Common Stock or Preferred Stock of the Surviving Corporation represented by such outstanding certificate as provided above.

Each certificate representing Common Stock or Preferred Stock of the Surviving Corporation so issued in the Merger shall bear the same legends, if any, with respect to the restrictions on transferability as the certificates of Medicode-Utah so converted and given in exchange therefore, unless otherwise determined by the Board of Directors of the Surviving Corporation in compliance with applicable laws.

If any certificate for shares of the Surviving Corporation's stock is to be issued in a name other than that in which the certificate surrendered in exchange therefor is registered, it shall be a condition of issuance thereof that the certificate so surrendered shall be properly endorsed and otherwise in proper form for transfer, that such transfer otherwise be proper and comply with applicable securities laws and that the person requesting such transfer pay to the Exchange Agent any transfer or other taxes payable by reason of issuance of such new certificate in a name other than that of the registered holder of the certificate surrendered or establish to the satisfaction of the Surviving Corporation that such tax has been paid or is not payable.

IV. GENERAL

4.1 Covenants of Medicode-Delaware. Medicode-Delaware covenants and agrees that it will, on or before the Effective Date of the Merger:

(a) Qualify to do business as a foreign corporation in the State of Utah and in connection therewith irrevocably appoint an agent for service of process as required under the provisions of Sections 16-10a-1508 and 16-10a-1511 of the Utah Business Corporations Act.

(b) Take such other actions as may be required by the Utah Business Corporations Act.

4.2 Further Assurances. From time to time, as and when required by Medicode-Delaware or by its successors or assigns, there shall be executed and delivered on behalf of Medicode-Utah such deeds and other instruments, and there shall be taken or caused to be taken by it such further and other actions as shall be appropriate or necessary in order to vest or perfect in or conform of record or otherwise by Medicode-Delaware the title to and possession of all the property, interests, assets, rights, privileges, immunities, powers, franchises and authority of Medicode-Utah and otherwise to carry out the purposes of this Agreement, and the officers and directors of Medicode-Delaware are fully authorized in the name and on behalf of Medicode-Utah or otherwise to take any and all such action and to execute and deliver any and all such deeds and other instruments.

4.3 Abandonment. At any time before the Effective Date of the Merger, this Agreement may be terminated and the Merger may be abandoned for any reason whatsoever by the Board of Directors of either Medicode-Utah or of Medicode-Delaware, or of both, notwithstanding the approval of this Agreement by the shareholders of Medicode-Utah or by the sole stockholder of Medicode-Delaware, or by both.

4.4 Amendment. The Boards of Directors of the Constituent Corporations may amend this Agreement at any time prior to the filing of this Agreement (or certificate in lieu thereof) with the Secretaries of State of the States of Utah and Delaware, provided however that such amendment be in compliance with the requirements of the Delaware General Corporation Law and the Utah Business Corporations Act.

4.5 Registered Office. The registered office of the Surviving Corporation in the State of Delaware is 1209 Orange Street, City of Wilmington, County of New Castle, Delaware 19801 and The Corporation Trust Company is the registered agent of the Surviving Corporation at such address.

4.6 Agreement. Executed copies of this Agreement will be on file at the principal place of business of the Surviving Corporation at 5225 Wiley Post Way, Suite 500, Salt Lake City, Utah 84116, and copies thereof will be furnished to any stockholder of either Constituent Corporation, upon request and without cost.

4.7 Governing Law. This Agreement shall in all respects be construed, interpreted and enforced in accordance with and governed by the laws of the State of Delaware and, so far as applicable, the merger provisions of the Utah Business Corporations Act.

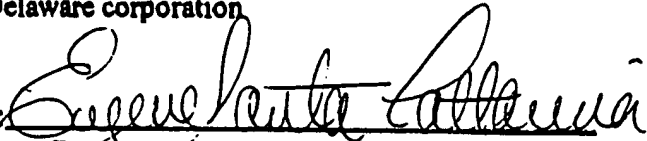
4.8 FIRPTA Notification.

(a) On the Effective Date of the Merger, Medicode-Utah shall deliver to Medicode-Delaware, as agent for the shareholders of Medicode-Utah, a properly executed statement (the "Statement") substantially in the form attached hereto as Exhibit A. Medicode-Delaware shall retain the Statement for a period of not less than seven years and shall, upon request, provide a copy thereof to any person that was a shareholder of Medicode-Utah immediately prior to the Merger. In consequence of the approval of the Merger by the shareholders of Medicode-Utah, (i) such shareholders shall be considered to have requested that the Statement be delivered to Medicode-Delaware as their agent and (ii) Medicode-Delaware shall be considered to have received a copy of the Statement at the request of the Medicode-Utah shareholders for purposes of satisfying Medicode-Delaware's obligations under Treasury Regulation Section 1.1445-2(c)(3).

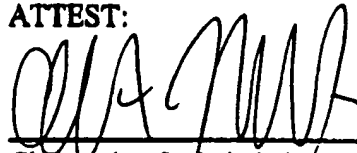
(b) Medicode-Utah shall deliver to the Internal Revenue Service a notice regarding the Statement in accordance with the requirements of Treasury Regulation Section 1.897-2(h)(2).

IN WITNESS WHEREOF, this Agreement having first been approved by the resolutions of the Board of Directors of Medicode-Delaware and Medicode-Utah is hereby executed on behalf of each of such two corporations and attested by their respective officers thereunto duly authorized.

MEDICODE (DELAWARE), INC.
a Delaware corporation

By: 
Eugene Santa Cattarina
President

ATTEST:


Christopher D. Mitchell
Assistant Secretary

MEDICODE, INC.
a Utah corporation

By: 
Eugene Santa Cattarina
President

ATTEST:

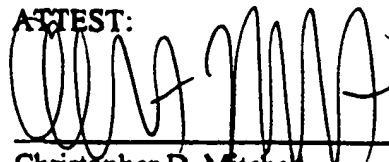

Christopher D. Mitchell
Assistant Secretary

EXHIBIT A

_____, 1997

TO THE SHAREHOLDERS OF MEDICODE, INC.

In connection with the reincorporation (the "Reincorporation") in Delaware of Medicode, Inc., a Utah corporation (the "Company"), pursuant to the Agreement and Plan of Merger (the "Agreement") dated as of _____, 1997 between the Company and Medicode (Delaware), Inc., a Delaware corporation and wholly-owned subsidiary of the Company ("Medicode-Delaware"), your shares of Company stock will be replaced by shares of stock in Medicode-Delaware.

In order to establish that (i) you will not be subject to tax under Section 897 of the Internal Revenue Code of 1986, as amended (the "Code"), in consequence of the Reincorporation and (ii) Medicode-Delaware will not be required under Section 1445 of the Code to withhold taxes from the Medicode-Delaware stock that you will receive in connection therewith, the Company hereby represents to you that, as of the date of this letter, shares of Company stock do not constitute a "United States real property interest" within the meaning of Section 897(c) of the Code and the regulations issued thereunder.

A copy of this letter will be delivered to Medicode-Delaware pursuant to Section 4.8 of the Agreement.

Under penalties of perjury, the undersigned officer of the Company hereby declares that, to the best knowledge and belief of the undersigned, the facts set forth herein are true and correct.

Sincerely,

Eugene Santa Cattarina
President

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MEDICODE, INC.
(Utah corporation)

OFFICERS' CERTIFICATE

Eugene Santa Cattarina and Christopher D. Mitchell hereby certify that:

1. They are the President and Assistant Secretary, respectively, of Medicode, Inc., a corporation organized under the laws of the State of Utah.

2. The corporation has authorized two classes of stock, designated "Common Stock" and "Preferred Stock." There are authorized 50,000,000 shares of Common Stock and 5,000,000 shares of Preferred Stock. Of the 5,000,000 shares of authorized Preferred Stock, 2,866,178 shares are designated as "Series A Preferred Stock."

3. There were 942,703 shares of Common Stock, and 2,739,613 shares of Series A Preferred Stock outstanding as of the record date of the shareholders' approval of the Agreement and Plan of Merger attached hereto (the "Merger Agreement").

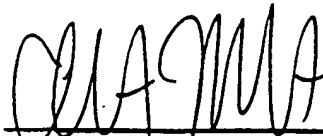
4. The principal terms of the Merger Agreement were approved by the Board of Directors and by the vote of a number of shares of each class and series of stock which equaled or exceeded the vote required.

5. The percentage vote required was more than 50% of the votes entitled to be cast by holders of outstanding shares of Common Stock, and more than 50% of the votes entitled to be cast by holders of outstanding Preferred Stock, each voting as a separate class.

We further declare under penalty of perjury under the laws of the States of Delaware and Utah that we have read the foregoing certificate and know the contents thereof and that the same is true and correct of our own knowledge.

Executed at Salt Lake City, Utah on November 17, 1997.


Eugene Santa Cattarina, President


Christopher D. Mitchell
Assistant Secretary

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MEDICODE (DELAWARE), INC.
(Delaware corporation)

OFFICERS' CERTIFICATE

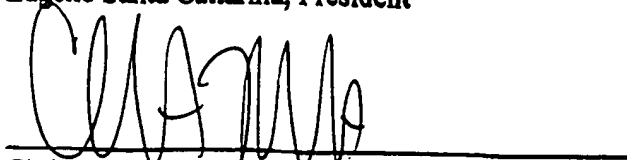
Eugene Santa Cattarina and Christopher D. Mitchell hereby certify that:

1. They are the President and Assistant Secretary, respectively, of Medicode (Delaware), Inc., a corporation organized under the laws of the State of Delaware.
2. The corporation has authorized two classes of stock, designated "Common Stock" and "Preferred Stock." There are authorized 50,000,000 shares of Common Stock and 7,866,178 shares of Preferred Stock. Of the authorized shares of Preferred Stock, 2,866,178 shares are designated as "Series A Preferred Stock."
3. There were 1,000 shares of Common Stock and no shares of Preferred Stock outstanding and entitled to vote on the Agreement and Plan of Merger attached hereto (the "Merger Agreement").
4. The principal terms of the Merger Agreement were approved by the Board of Directors and by the vote of a number of shares of each class and series of stock which equaled or exceeded the vote required.
5. The percentage vote required was more than 50% of the votes entitled to be cast by holders of outstanding shares of Common Stock.

We further declare under penalty of perjury under the laws of the States of Delaware and Utah that we have read the foregoing certificate and know the contents thereof and that the same is true and correct of our own knowledge.

Executed at Salt Lake City, Utah on November 17, 1997.


Eugene Santa Cattarina, President


Christopher D. Mitchell, Assistant Secretary

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**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

DATE: 01/09/95

TO:

N08B

DANIEL MCCARTHY, ESQ.
VAN COTT, BAGLEY, CORNWALL & MCCARTHY
P.O. BOX 45340
SALT LAKE, UT 84145

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT BRANCH OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE U.S. PATENT AND TRADEMARK OFFICE ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT ASSIGNMENT PROCESSING SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT BRANCH, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231

ASSIGNOR: SEARE, JERRY G. DOC DATE: 08/31/94

ASSIGNOR: SMITH-WILSON, PATRICIA DOC DATE: 08/31/94

ASSIGNOR: VANWAGONER, KURT DOC DATE: 09/06/94

ASSIGNOR: MATTEY, JEAN A. DOC DATE: 08/31/94

ASSIGNOR: SNYDER, EILEEN K. DOC DATE: 08/31/94

RECORDATION DATE: 09/22/94 NUMBER OF PAGES 003 REEL/FRAME 7237/0707

DIGEST : ASSIGNMENT OF ASSIGNORS INTEREST

ASSIGNEE:
MEDICODE, INC.
5225 WILEY POST WAY
SALT LAKE CITY, UT 84116

7237/0707 PAGE 0002

SERIAL NUMBER 8-264795
PATENT NUMBER

FILING DATE 06/23/94
ISSUE DATE 00/00/00


EXAMINER/PARALEGAL

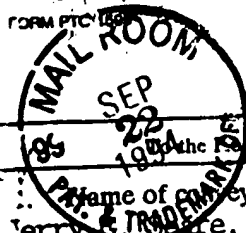
ASSIGNMENT BRANCH

ASSIGNMENT/CERTIFICATION SERVICES DIVISION

RECORDATION FORM COVER SHEET
PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



1. Name of the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

Name of conveying party(ies):
 Jerry E. Medicode, M.D.
 Patricia Smith-Wilson
 Kurt VanWagoner
 Jean A. Matthey
 Eileen K. Snyder
 Additional name(s) of conveying party(ies) attached? ☒ Yes ☐ No

2. Name and address of receiving party(ies):
 Name: Medicode, Inc.
 Internal Address: _____

3. Nature of Conveyance:
☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Street Address: 5225 Wiley Post Way

City: Salt Lake City State: UT ZIP: 84116

Additional name(s) & address(es) attached? ☒ Yes ☐ No

Execution Date: September 6, 1994

4. Application number(s) or patent number(s):
 If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

08/264,795

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name: Daniel McCarthy, Esq.
 Internal Address: VAN COTT, BAGLEY, CORNWALL & MCCARTHY
 Street Address: P.O. Box 45340
 City: Salt Lake State: UT ZIP: 84145

6. Total number of applications and patents involved:
one

7. Total fee (37 CFR 3.41): \$40.00
☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number:
22-0014

(Attach duplicate copy of this page if paying by deposit ac.

DO NOT USE THIS SPACE
 22-0014 10/23/94 08264795 40.00CH

9. Statement and Signature.
 To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a copy of the original document.
Daniel P. McCarthy, Reg. No. 36,600
 Name of Person Signing [Signature] 93725267
 Signature 9/16/94
 Date

ASSIGNMENT

WHEREAS, Jerry G. Seare, M.D., Patricia Smith-Wilson, Kurt VanWagoner, Jean Matthey, Eileen Snyder, Candace Wahlstrom, Michelle Willis, Matthew Bentley, Steve Wenzbauer, Rod Fredette, and Vicki Sennett have made an invention or discovery entitled "METHOD AND SYSTEM FOR GENERATING STATISTICALLY-BASED MEDICAL PROVIDER UTILIZATION PROFILES" which is described and claimed in an application for Letters Patent of the United States filed on June 23, 1994 and given serial number 08/264,795; and

WHEREAS, Medicode, Inc., a Utah corporation, is desirous of acquiring all our rights, title and interest in said invention or discovery:

NOW, THEREFORE, in return for good and valuable consideration, receipt of which is hereby acknowledged, we by these presents do sell, assign, and transfer unto Medicode, Inc. all our rights, title and interest in and to the following: (1) said invention or discovery as described in said application, (2) said application, (3) any letters Patent issuing from said application, and (4) all intellectual property (including patent rights, trade secrets and copyrights) in or to said invention or discovery. Said assignment is without any geographic limitation and shall include the United States of America and all foreign countries. All our rights, title and interest in said invention or discovery, said application, any Letters Patent issuing from said application and said intellectual property are to be held and enjoyed by Medicode, Inc. for its own use and behalf, and for that of its legal representatives and assigns, as fully and entirely as the same would have been held by us had this assignment and sale not been made. Medicode, Inc. shall be free to assign, license or otherwise exploit said invention or discovery, said application, any Letters Patent issuing from said application, and said intellectual property.

AND we do further agree to sign all papers, make all rightful oaths and do all requisite acts for the filing of any disclaimer or for the filing and assignment of any other application (including divisional, continuing, reissue and foreign applications) based on the present application or said invention or discovery. Any such other application is deemed to be part of the above assignment.

AND we do further agree to communicate to Medicode, Inc., its successors, assigns or other legal representatives, such facts relating to said invention as may be known to me, and to testify as to such facts in any prosecution, interference or litigation.

Executed by the undersigned on the date indicated.

Inventor's Signature:

Jerry J. Jean, MD
8/31/94

Date:

Inventor's Signature:

Robert DeWilde
8/31/94

Date:

Inventor's Signature:

Jean A. Matthey
8/31/94

Date:

Inventor's Signature:

Elleen K. Snyder
8/31/94

Date:

Inventor's Signature:

Vicki Sue Sennott
8/31/94

Date:

Inventor's Signature:

Walter Barth
8/31/94

Date:

Inventor's Signature:

Charles C. Wallstrom
8/31/94

Date:

Inventor's Signature:

Rodney R. Fredette
8-31-94

Date:

Inventor's Signature:

Michelle Wallin
8-31-94

Date:

Inventor's Signature:

Pat VanVogt
9/1/94

Date:

Inventor's Signature:

Steven J. Weyan
9/6/94

Date:

SEP 22 94

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